



PATENT *fw*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: Babish et al
Serial No.: 10/789,814
Filed: February 27, 2004
Title: SYNERGISTIC ANTI-INFLAMMATORY PHARMACEUTICAL
COMPOSITIONS AND METHODS OF USE
Docket: 068911.0075

CERTIFICATE OF MAILING

I certify that this document is being deposited on the date stated below, with the U.S. Postal Service as first class mail under 37 C.F.R. § 1.8 and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Date

Angelo J. Mignanelli
Angelo J. Mignanelli

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith for filing in connection with the above-identified patent application are the following:

1. Power of Attorney and Correspondence Address Indication Form;
2. Statement under 37 CFR 3.73(b); and
3. Return Postcard.

No fees are believed due but the Commissioner is hereby authorized to charge any additional fees, which may be required or credit any overpayment to Deposit Account No. 50-1133.

Respectfully submitted,
Simona A. Levi-Minzi
Simona A. Levi-Minzi, Ph.D.
Registration No. 43,750
Attorney for Applicants

McDermott, Will & Emery LLP
201 South Biscayne Blvd.
Suite 2200
Miami, FL 33131
Telephone: 305.347.6528
Facsimile: 305.347.6500

Date: 01/06/05



**POWER OF ATTORNEY
and
CORRESPONDENCE ADDRESS
INDICATION FORM**

Application Number	10/789,814
Filing Date	2/27/04
First Named Inventor	BABISH et al.
Title	SYNERGISTIC ANTI-INFLAMMATORY PHARMACEUTICAL COMPOSITIONS AND METHODS OR USE
Art Unit	1614
Examiner Name	
Attorney Docket Number	068911.0075

I hereby appoint:

☐ Practitioners associated with the Customer Number:

OR

☒ Practitioner(s) named below:

Name	Registration Number
Simona A. Levi-Minzi, Ph.D.	43,750

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☐ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Simona A. Levi-Minzi, PH.D., JD				
Address	McDermott Will & Emery LLP				
Address	201 S. Biscayne Boulevard, Suite 2200				
City	Miami	State	FL	Zip	33131
Country	USA				
Telephone	305.347.6528	Fax	305.347.6500		

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

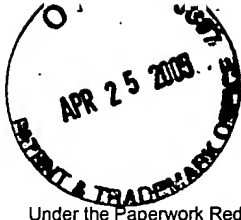
Name	Susan Campbell, Esq.				
Signature	<i>Susan Campbell</i>				
Date	12-3-04			Telephone	949.369.3372

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: JOHN G. BABISH et al.

Application No./Patent No: 10/789,814 Filed/Issue Date: 2/27/04

Entitled: SYNERGISTIC ANTI-INFLAMMATORY PHARMACEUTICAL COMPOSITIONS AND METHODS OF USE
METAPROTEOMICS, LLC, a Limited liability company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☐ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: JOHN G. BABISH To: METAPROTEOMICS, LLC

The document was recorded in the United States Patent and Trademark Office at Reel 014728, Frame 0493, or for which a copy thereof is attached.

2. From: JEFFREY S. BLAND To: METHAPROTEOMICS, LLC

The document was recorded in the United States Patent and Trademark Office at Reel 014728, Frame 0493, or for which a copy thereof is attached.

3. From: MATTHEW L. TRIPP To: METHAPROTEOMICS, LLC

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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Susan Campbell
Signature
Susan Campbell, Esq.
Printed or Typed Name
General Counsel
Title

12-3-04
Date
949.369.3372
Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FORM PTO-1595 (Rev. 10/02)		RECORDATION FORM COVER SHEET		U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office	
Docket No.: 068911-0075					
PATENTS ONLY					
To the Honorable Commissioner for Patents and Trademarks: Please record the attached original documents or copy thereto:					
1. Name of Conveying Party(ies): John G. Babish 04-05-04 Matthew L. Tripp 04-30-04 Jeffrey S. Bland 05-03-04 Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			2. Name and address of receiving party(ies): Name: METAPROTEOMICS, LLC Address: 100 Avenida La Pata San Clemente, CA 92673 Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
3. Nature of Conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other Execution Date: see above					
4. Application number(s) or patent number(s): If the document is being filed together with a new application, the execution date of the application is: A. Patent Application No(s). 10/789,814 B. Patent No(s). Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
5. Name and address of party to whom correspondence concerning document should be mailed: Name: MCDERMOTT WILL & EMERY LLP Internal Address: Street Address: 4370 La Jolla Village Drive, Suite 700 City: San Diego State: CA Zip: 92122			6. Total number of applications and patents involved: 1 7. Total fee (37 CFR 3.41) \$40.00 <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: 502624		
DO NOT USE THIS SPACE					
9. Statement and signature. <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i> Deborah L. Cadena, Registration No. 44,048  June 14, 2004 Name and Registration No. of Person Signing Signature Date Total number of pages including cover sheet: 6					
OMB No. 0651-0027 (exp. 6/30/2005)					
CERTIFICATE OF FACSIMILE TRANSMISSION					

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on Jun 14, 2004.
Carrie Casey

CH \$40.00 502624 10789814



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231



700091465A

JUNE 15, 2004

PTAS

MCDERMOTT WILL & EMERY LLP
DEBORAH L. CADENA
4370 LA JOLLA VILLAGE DRIVE, SUITE 700
SAN DIEGO, CA 92122

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/14/2004

REEL/FRAME: 014728/0493
NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 068911-0075

ASSIGNOR:

BABISH, JOHN G.

DOC DATE: 04/05/2004

ASSIGNOR:

BLAND, JEFFREY S.

DOC DATE: 05/03/2004

ASSIGNOR:

TRIPP, MATTHEW L.

DOC DATE: 04/30/2004

ASSIGNEE:

METAPROTEOMICS, LLC
100 AVENIDA LA PATA
SAN CLEMENTE, CALIFORNIA 92673

014728/0493 PAGE 2

SERIAL NUMBER: 10789814

FILING DATE: 02/27/2004

PATENT NUMBER:

ISSUE DATE:

TITLE: SYNERGISTIC ANTI-INFLAMMATORY PHARMACEUTICAL COMPOSITIONS AND
METHODS OF USEANTIONE ROYALL, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

JOINT

ASSIGNMENT

This Assignment is made by John G. Babish of Brooktondale, New York, Matthew L. Tripp of Gig Harbor, Washington and Jeffrey S. Bland of Fox Island, Washington, Assignors, to Metaproteomics, Assignee, having a place of business at 100 Avenida La Pata, San Clemente, California.

WHEREAS, Assignors have invented a new and useful SYNERGISTIC ANTI-INFLAMMATORY PHARMACEUTICAL COMPOSITIONS AND METHODS OF USE for which an application for United States Letters Patent was filed on February 27, 2004, in the United States Patent and Trademark Office, bearing Serial No. 10/789,814 and identified as Attorney Client-Matter No: 68911-075;

WHEREAS, Assignors believe themselves to be the original inventors of the invention disclosed and claimed in said application for Letters Patent; and

WHEREAS, the parties desire to have a recordable instrument assigning the entire right, title and interest in and to said invention, said application and any Letters Patent that may be granted for said invention in the United States and throughout the world;

NOW, THEREFORE, in accordance with the obligations to assign the invention and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors sell, assign, and transfer to Assignee, the entire right, title, and interest in and to said invention, said application, any applications entitled to benefit of priority to said application under Title 35, United States Code, Sections 120, 121 or 251, which include divisionals, continuations and reissues, and any Letters Patent that may be granted on said invention or these applications in the United States and throughout the world, including the right to file foreign applications directly in the name of the Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties, or otherwise.

Assignors agree that, upon request and without further compensation, but at no expense to Assignors, they and their legal representatives and assigns will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing, or enforcing Letters Patent in the United States and throughout the world for said invention, and for perfecting, recording, or maintaining the title of Assignee,

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Serial No.: 10/789,814
Filing Date: February 27, 2004
Page 2

its successors and assigns, to said invention, said application, and any Letters Patent granted for said invention in the United States and throughout the world.

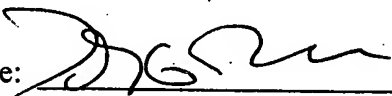
Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

Assignors authorize and request that any United States or foreign Letters Patent granted for said invention, whether on said application or on any subsequently filed divisional, continuation or reissue application, be issued to Assignee, its successors and assigns, as the assignee of the entire interest in said invention.

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Serial No.: 10/789,814
Filing Date: February 27, 2004
Page 3

IN WITNESS WHEREOF, Assignors have executed this Assignment on the date(s)
provided below.

Assignor: John G. Babish

Signature: 

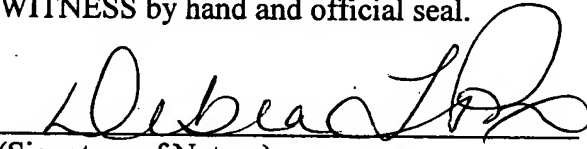
Date: 4-5-04

STATE OF New York)

COUNTY OF Tompkins)

On 4/5/04, before me, Debra J. Fox personally appeared John Babish, personally known to me - OR - X proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS by hand and official seal.


(Signature of Notary)

DEBRA J. FOX
NOTARY PUBLIC, State of New York
No. 01F05082101
Qualified in Tompkins County
Commission Expires 7/21/05

Inventors: Babish et al.
Serial No.: 10/789,814
Filing Date: February 27, 2004
Page 4

Assignor: Matthew L. Tripp

Signature: Matthew L. Tripp

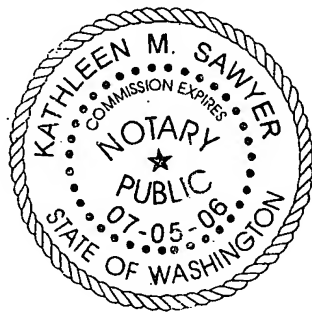
Date: 4/30/04

STATE OF Washington)
COUNTY OF Pierce)

On 4-30-04, before me, Kathleen M. Sawyer personally appeared
MATTHEW TRIPP, ☒ personally known to me - OR - ☐ proved to me on the basis
of satisfactory evidence to be the person(s) whose name(s) is are subscribed to the within
instrument and acknowledged to me that he she/they executed the same in his her/their
authorized capacity(ies), and that by his her/their signature(s) on the instrument the person(s), or
the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS by hand and official seal.

Kathleen M. Sawyer
(Signature of Notary)



Inventors: Babish et al.
Serial No.: 10/789,814
Filing Date: February 27, 2004
Page 5

Assignor: Jeffrey S. Bland

Signature: *Jeffrey S. Bland*
Date: 5/3/04

STATE OF Washington)
COUNTY OF PIERCE)

On 5/3/04, before me, Kathleen M. Sawyer, personally appeared Jeffrey S. Bland, ☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is are subscribed to the within instrument and acknowledged to me that he she/they executed the same in his her/their authorized capacity(ies), and that by his her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS by hand and official seal.

Kathleen M. Sawyer
(Signature of Notary)

